

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of: )

Group Art Unit: 2614 )

David Clarence Mullen )

Examiner: NGUYEN, KHAI N. )

Serial No.: 10/813,509 )

Confirmation No.: 7396 )

Filed: March 29, 2004 )

NOTICE OF APPEAL

Atty. File No.: 4366-161 )

For: "METHOD AND APPARATUS TO  
FORECAST THE AVAILABILITY OF A  
RESOURCE" (As Amended)

CERTIFICATE OF TRANSMISSION	
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING TRANSMITTED VIA THE OFFICE ELECTRONIC FILING SYSTEM IN ACCORDANCE WITH 37 CFR §1.6(a)(4) ON <u>April 28, 2008</u>	
SHERIDAN ROSS P.C.	
BY:	<u>Sheridan M. Frankel</u>

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby appeal to the Board of Appeals from the decision of the Examiner mailed January 28, 2008 finally rejecting Claims 1-23. The amount of \$510.00 as payment for the Notice of Appeal fee specified in 37 CFR §41.20(b) is being submitted concurrently via EFS-Web with the filing of this paper.

Please credit any overpayment or debit any underpayment to Deposit Account 19-1970.

Respectfully submitted,

SHERIDAN ROSS P.C.

By: Bradley M. Knipper  
Bradley M. Knipper  
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Date: April 28, 2008